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 JERRY R. JOLLY, Director  
 California Department of Alcoholic Beverage Control

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

KNIGHTSBRIDGE WINE SHOPPE, LTD., et al.

Plaintiffs,

v.

JERRY R. JOLLY, in his capacity as Director  
 of the California Department of Alcoholic  
 Beverage Control,

Defendant.

Case No.: 5:06-CV-02890-JF

**STIPULATION AND**  
**[PROPOSED ORDER]**  
**RE CONTINUANCE OF**  
**MOTION HEARING DATE**

Date: October 6, 2006

Time: 9:00 a.m.

Ctrm: 3

The Honorable Jeremy Fogel

By and through their respective attorneys of record, plaintiffs Knightsbridge Wine Shoppe, Ltd., et al. and defendant Jerry R. Jolly, in his capacity as Director of the Department of Alcoholic Beverage Control, hereby stipulate and agree as follows:

1. The motion hearing date for this case shall be continued from October 6, 2006 at 9:00 a.m. to October 20, 2006, at 9:00 a.m.; and

2. Motions and supporting papers, oppositions, and replies shall be served and filed not less than 35, 21, and 14 days, respectively, preceding this new hearing date (see Civil L. R. 7).

GOOD CAUSE exists, as follows, for approval of one or the other of the alternative scheduling changes sought pursuant to this stipulation:

1. The Court set this case for motion hearing on October 6, 2006 at 9:00 a.m. at the case management conference held on July 14, 2006.

2. The instant stipulation to reschedule the motion hearing date to October 20, 2006 is sought in order to accommodate scheduling conflicts faced by plaintiff's lead litigation counsel in a manner that will not prejudice defendant.

3. Approval of the proposed change to the current motion schedule will not unduly delay the resolution of this action.

Dated: August 15, 2006

Kenneth W. Starr  
James F. Basile  
James Shannon  
Tracy K. Genesen  
Christopher W. Keegan  
Ryan M. Christian  
KIRKLAND & ELLIS LLP

By: /s/ Tracy K. Genesen  
TRACY K. GENESEN

Attorneys for Plaintiffs

Dated: August 15, 2006

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By: /s/ Marjorie E. Cox  
MARJORIE E. COX  
Deputy Attorney General

Attorneys for Defendant

**[PROPOSED] ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED: August 18, 2006

  
HONORABLE JEREMY FOGEL